

In re Application of:

TAKEHIKO NAKAI

Application No.: 09/960,285

Filed: September 24, 2001

For: DIFFRACTIVE OPTICAL ELEMENT
AND OPTICAL SYSTEM HAVING
THE SAME

Mail Stop RCE
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application.

No additional fee is required.

The fee has been calculated as shown below

| CLAIMS AS AMENDED | | | | | | |
|--|--|-------|--|-------------------------|----------------|-------------------|
| | (2) CLAIMS REMAINING AFTER AMENDMENT | | (4) HIGHEST NO. PREVIOUSLY PAID FOR | (5) PRESENT EXTRA | RATE | ADDITIONAL FEE |
| TOTAL CLAIMS | * 35 | MINUS | ** 26 | = 9 | x \$9 \$18 | 162.00 |
| INDEP. CLAIMS | * 4 | MINUS | *** 3 | = 1 | x \$42 \$84 | 84.00 |
| Fee for Multiple Dependent claims \$140°/\$280 | | | | | | |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT--- | | | | | | 246.00 |

* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

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- Verified Statement claiming small entity status is enclosed, if not filed previously.
- A check in the amount of \$ 246.00 is enclosed.
- Charge \$ _____ to Deposit Account No. 06-1205. A duplicate copy of this sheet is enclosed.
- Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 and 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205. A duplicate copy of this paper is enclosed.
- A check in the amount of \$ _____ to cover the fee for a _____ month extension is enclosed.
- A check in the amount of \$ _____ to cover the Information Disclosure Statement fee is enclosed.
- Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Karen P. Diana
Attorney for Applicant

Registration No. 29 296

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200



00684.003256.

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
TAKEHIKO NAKAI) Examiner: Leonidas Boutsikaris
Application No.: 09/960,283) Group Art Unit: 2872
Filed: September 24, 2001)
For: DIFFRACTIVE OPTICAL ELEMENT)
AND OPTICAL SYSTEM HAVING)
THE SAME) September 25, 2003

Commissioner for Patents
Mail Stop RCE
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

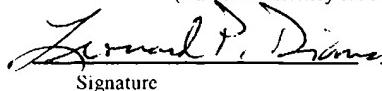
Sir:

Preliminary to continued examination on the merits, a Request for Continued Examination (RCE) being submitted herewith, Applicant's respectfully request that the above-identified application be amended as follows. The claim amendments are reflected in the listing that begins at page 2. The remarks begin at page 8.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

September 25, 2003
(Date of Deposit)

LEONARD P. DIANA, Reg. No. 29,296
(Name of Attorney for Applicant)

 September 25, 2003
Signature Date of Signature